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JULIO MENDOZA MADRIGAL

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JULIO MENDOZA MADRIGAL, and  
HEATHER LEIGH ROMOSER,

Defendants.

Case No.: 2:21-cr-0110 DAD

STIPULATION AND ORDER  
CONTINUING STATUS CONFERENCE  
AND EXCLUDING TIME UNDER THE  
SPEEDY TRIAL ACT

Date: June 27, 2023

Time: 9:30 a.m.

Court: Hon. Dale A. Drozd

This matter is presently set for a status conference on June 27, 2023. By this stipulation, Defendants Julio Mendoza Madrigal and Heather Romoser request to continue the status conference to September 26, 2023. Plaintiff United States of America by and through Assistant United States Attorney Angela Scott, and Attorney Todd Leras on behalf of Defendant Julio Mendoza Madrigal, and Attorney Toni White on behalf of Defendant Heather Romoser, stipulate as follows:

ORDER CONTINUING STATUS  
CONFERENCE

- 1       1. This case has previously been deemed complex, in part, based on the investigative  
2           procedures used (including court authorized interceptions of telephone calls) and the  
3           volume of discovery which currently consists of more than 115,000 pages of  
4           materials. These discovery materials include investigative reports, photographs,  
5           wiretap interception requests, and hundreds of hours of intercepted conversations  
6           between various participants in both English and Spanish.  
7
- 8       2. Defendant Julio Mendoza Madrigal is housed at the Wayne Brown Correctional  
9           Facility (WBCF) in Nevada City, California. WBCF is approximately sixty-five  
10          miles from his defense counsel's downtown Sacramento office. Defendant Mendoza  
11          Madrigal's primary language is Spanish. He can communicate in English but  
12          requires the assistance of a Spanish language interpreter when discussing complex  
13          matters such as negotiated resolution of the case, application of sentencing guidelines  
14          to the charged facts, and how a district court selects a sentence. Attorney travel for  
15          client visits continues to be a necessary part of discovery review and defense  
16          preparation in this case.  
17
- 18       3. Both defendants are engaged in continuing review of the voluminous discovery  
19          materials and investigation of potential defenses. On that ground, defense counsel  
20          request additional time to complete discovery review and defense investigation. Mr.  
21          Mendoza Madrigal is also simultaneously engaged in settlement discussions with the  
22          government. The assistance of a Spanish interpreter for Mr. Mendoza Madrigal will  
23          be required as the case moves toward a potential negotiated resolution and  
24          disposition.  
25  
26  
27

- 1 4. Defense counsel for both defendants require additional time to continue their review  
2 of the discovery materials with their respective clients and to conduct defense  
3 investigation stemming from them. Defendant Mendoza Madrigal is simultaneously  
4 investigating potential sentencing mitigation evidence in support of his anticipated  
5 sentencing request in the event of a resolution.  
6
- 7 5. Given the continuing defense review of the discovery materials and investigation of  
8 matters related to them, Defendants Mendoza Madrigal and Romoser move to  
9 exclude time between June 27, 2023, and September 26, 2023, inclusive. The  
10 government does not oppose the request.  
11
- 12 6. Defense counsel for Defendants Mendoza Madrigal and Romoser represent and  
13 believe that failure to grant additional time as requested would deny Defendants the  
14 reasonable time necessary for effective preparation, considering the exercise of due  
15 diligence.  
16
- 17 7. Based on the above-stated facts, Defendants jointly request that the Court find that the  
18 ends of justice served by continuing the case as requested outweigh the best interest  
19 of the public and the Defendants in a trial within the time prescribed by the Speedy  
20 Trial Act.  
21
- 22 8. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et*  
23 *seq.*, within which trial must commence, the time period of June 27, 2023 to  
24 September 26, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. §  
25 3161(h)(7)(A), and (B)(ii) and (iv) [Local Codes T-2 and T-4] because it results from  
26 a continuance granted by the Court at Defendants' request on the basis that the case is  
27

complex and that the ends of justice served by taking such action outweigh the best interest of the public and the Defendants in a speedy trial.

9. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

Assistant U.S. Attorney Angela Scott, and Attorney Toni White on behalf of Defendant Heather Leigh Romoser, have reviewed this stipulation and proposed order and authorized Todd Leras via email to sign it on behalf of their respective clients.

DATED: June 21, 2023

PHILLIP A. TALBERT  
United States Attorney

By /s/ Todd D. Leras for  
ANGELA L. SCOTT  
Assistant United States Attorney

DATED: June 21, 2023

By /s/ Todd D. Leras  
TODD D. LERAS  
Attorney for Defendant  
JULIO MENDOZA MADRIGAL

DATED: June 21, 2023

By /s/ Todd D. Leras for  
TONI L. WHITE  
Attorney for Defendant  
HEATHER LEIGH ROMOSER

ORDER CONTINUING STATUS  
CONFERENCE

**ORDER**

BASED ON THE REPRESENTATIONS AND STIPULATION OF THE PARTIES, it is hereby ordered that the status conference, set for June 27, 2023, is vacated. A new status conference is set for September 26, 2023, at 9:30 a.m. The Court further finds, based on the representations of the parties and the request of defense counsel, that time shall be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(B)(ii) and (iv) and Local Codes T-2 and T-4, to allow necessary attorney preparation taking into consideration the exercise of due diligence for the period from June 27, 2023, up to and including September 26, 2023. However, counsel are advised that no further continuances of the status conference in this case will be granted absent a compelling showing of good cause.

IT IS SO ORDERED.

Dated: June 21, 2023

  
UNITED STATES DISTRICT JUDGE

ORDER CONTINUING STATUS  
CONFERENCE